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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Health Resources and Services Administration

#### National Vaccine Injury Compensation Program; List of Petitions Received

**AGENCY:** Health Resources and Services Administration, HHS.

**ACTION:** Notice.

**SUMMARY:** The Health Resources and Services Administration (HRSA) is publishing this notice of petitions received under the National Vaccine Injury Compensation Program (the Program), as required by Section 2112(b)(2) of the Public Health Service (PHS) Act, as amended. While the Secretary of Health and Human Services is named as the respondent in all proceedings brought by the filing of petitions for compensation under the Program, the United States Court of Federal Claims is charged by statute with responsibility for considering and acting upon the petitions.

**FOR FURTHER INFORMATION CONTACT:** For information about requirements for filing petitions, and the Program in general, contact the Clerk, United States Court of Federal Claims, 717 Madison Place, N.W., Washington, D.C. 20005, (202) 357-6400. For information on HRSA's role in the Program, contact the Director, National Vaccine Injury Compensation Program, 5600 Fishers Lane, Room 11C-26, Rockville, MD 20857; (301) 443-6593.

SUPPLEMENTARY INFORMATION: The Program provides a system of no-fault compensation for certain individuals who have been injured by specified childhood vaccines. Subtitle 2 of Title XXI of the PHS Act, 42 U.S.C. 300aa-10 et seq., provides that those seeking compensation are to file a petition with the U.S. Court of Federal Claims and to serve a copy of the petition on the Secretary of Health and Human Services, who is named as the respondent in each proceeding. The Secretary has delegated this responsibility under the Program to HRSA. The Court is directed by statute to appoint special masters who take evidence, conduct hearings as appropriate, and make initial decisions as to eligibility for, and amount of, compensation.

A petition may be filed with respect to injuries, disabilities, illnesses, conditions, and deaths resulting from vaccines described in the Vaccine Injury Table (the Table) set forth at Section 2114 of the PHS Act or as set forth at 42 CFR 100.3, as applicable. This Table lists for each covered childhood vaccine the conditions which may lead to compensation and, for each condition, the time period for occurrence of the first symptom or manifestation of onset or of significant aggravation after vaccine administration. Compensation may also be awarded for conditions not listed in the Table and for conditions that are manifested outside the time periods specified in the Table, but only if the petitioner shows that the condition was caused by one of the listed vaccines.

Section 2112(b)(2) of the PHS Act, 42 U.S.C. 300aa-12(b)(2), requires that "[w]ithin 30 days after the Secretary receives service of any petition filed under section 2111 the Secretary shall publish notice of such petition in the Federal Register." Set forth below is a list of petitions received by HRSA on December 1, 2014, through December 31, 2014. This list provides the

name of petitioner, city and state of vaccination (if unknown then city and state of person or attorney filing claim), and case number. In cases where the Court has redacted the name of a petitioner and/or the case number, the list reflects such redaction.

Section 2112(b)(2) also provides that the special master "shall afford all interested persons an opportunity to submit relevant, written information" relating to the following:

1. The existence of evidence "that there is not a preponderance of the evidence that the illness, disability, injury, condition, or death described in the petition is due to factors unrelated to the administration of the vaccine described in the petition," and
2. Any allegation in a petition that the petitioner either:
  - a. "Sustained, or had significantly aggravated, any illness, disability, injury, or condition not set forth in the Vaccine Injury Table but which was caused by" one of the vaccines referred to in the Table, or
  - b. "Sustained, or had significantly aggravated, any illness, disability, injury, or condition set forth in the Vaccine Injury Table the first symptom or manifestation of the onset or significant aggravation of which did not occur within the time period set forth in the Table but which was caused by a vaccine" referred to in the Table.

In accordance with Section 2112(b)(2), all interested persons may submit written information relevant to the issues described above in the case of the petitions listed below. Any person

choosing to do so should file an original and three (3) copies of the information with the Clerk of the U.S. Court of Federal Claims at the address listed above (under the heading "For Further Information Contact"), with a copy to HRSA addressed to Director, Division of Injury Compensation Programs, Healthcare Systems Bureau, 5600 Fishers Lane, Room 11C-26, Rockville, MD 20857. The Court's caption (Petitioner's Name v. Secretary of Health and Human Services) and the docket number assigned to the petition should be used as the caption for the written submission. Chapter 35 of title 44, United States Code, related to paperwork reduction, does not apply to information required for purposes of carrying out the Program.

DATED: January 28, 2015.

Mary K. Wakefield, Ph.D., R.N.

Administrator.

## **List of Petitions Filed**

1. Ian Marley

Greenville, South Carolina

Court of Federal Claims No: 14-1159V

2. Misty Fankell

Dayton, Ohio

Court of Federal Claims No: 14-1160V

3. Rene Bridges

Burgaw, North Carolina

Court of Federal Claims No: 14-1167V

4. Sharena Webb on behalf of D. W., Jr.

Jacksonville, Florida

Court of Federal Claims No: 14-1169V

5. Ronald Gordon

Fenton, Michigan

Court of Federal Claims No: 14-1171V

6. Cindy Scheiter

Columbia, Missouri

Court of Federal Claims No: 14-1172V

7. Charles Turner

Midland, Michigan

Court of Federal Claims No: 14-1177V

8. Nicole C'DeBaca

Brighton, Colorado

Court of Federal Claims No: 14-1181V

9. Karen Stroup on behalf of R. B.  
Cranberry Township, Pennsylvania  
Court of Federal Claims No: 14-1182V
10. Lisa Crider  
Mishawaka, Indiana  
Court of Federal Claims No: 14-1183V
11. Ermerita Morales on behalf of M. S. M.  
Vienna, Virginia  
Court of Federal Claims No: 14-1186V
12. Robert Madigan  
Mount Kisco, New York  
Court of Federal Claims No: 14-1187V
13. Brian Dukes  
Shelby, North Carolina  
Court of Federal Claims No: 14-1188V
14. Anthony Lawson  
Jefferson City, Tennessee  
Court of Federal Claims No: 14-1191V
15. Charles K. Rice  
Virginia Beach, Virginia  
Court of Federal Claims No: 14-1192V
16. Gregory Romans  
Richmond, Virginia  
Court of Federal Claims No: 14-1193V
17. Brandy Leathers  
Detroit, Michigan  
Court of Federal Claims No: 14-1194V
18. Shannon Powers and William Powers on behalf of L. P.  
Columbus, Ohio

Court of Federal Claims No: 14-1195V

19. Jorge Gutierrez on behalf of A. G.

Tulsa, Oklahoma

Court of Federal Claims No: 14-1201V

20. Jeanne Bailey

Chicago, Illinois

Court of Federal Claims No: 14-1206V

21. Michael Lerg

Chapel Hill, North Carolina

Court of Federal Claims No: 14-1208V

22. Heather C. Williams

Waukesha, Wisconsin

Court of Federal Claims No: 14-1209V

23. Katy Jeluso

Las Vegas, Nevada

Court of Federal Claims No: 14-1210V

24. Alicia Skinner-Smith

New Orleans, Louisiana

Court of Federal Claims No: 14-1212V

25. Kelly A. Loebig

Pittsburgh, Pennsylvania

Court of Federal Claims No: 14-1215V

26. Dean Stanford

Freemont, California

Court of Federal Claims No: 14-1216V

27. Elizabeth Jackson

New York, New York

Court of Federal Claims No: 14-1217V

28. Julie Mounts on behalf of M. M.

Lewiston, Maine

Court of Federal Claims No: 14-1219V

29. Brandy Rojas

Kalispell, Montana

Court of Federal Claims No: 14-1220V

30. Lolita Newland

Memphis, Tennessee

Court of Federal Claims No: 14-1221V

31. Michael Opperman

Shawano, Wisconsin

Court of Federal Claims No: 14-1222V

32. Gregory A. Razka

Bolingbrook, Illinois

Court of Federal Claims No: 14-1224V

33. Glenn S. Douglas

Alexandria, Virginia

Court of Federal Claims No: 14-1226V

34. Keith Varela on behalf of M. V.

Santa Fe, New Mexico

Court of Federal Claims No: 14-1227V

35. Thomas Thompson

Mesa, Arizona

Court of Federal Claims No: 14-1229V

36. Alexis DePalmo

San Diego, California

Court of Federal Claims No: 14-1230V

37. Patricia M. Abel

Milwaukee, Wisconsin

Court of Federal Claims No: 14-1232V

38. Michael Reid and Jamie Reid on behalf of M. R.

Aurora, Illinois

Court of Federal Claims No: 14-1233V

39. Vincent J. Christiancy

Shoreline, Washington

Court of Federal Claims No: 14-1235V

40. Arlen E. Twerdok

Erie, Pennsylvania

Court of Federal Claims No: 14-1237V

41. Raul DeJesus

Bethlehem, Pennsylvania

Court of Federal Claims No: 14-1238V

42. Alfred McDaniel

Tempe, Arizona

Court of Federal Claims No: 14-1240V

43. Randall Carlson

Boston, Massachusetts

Court of Federal Claims No: 14-1244V

44. Mary Picanco

Boston, Massachusetts

Court of Federal Claims No: 14-1245V

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